

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

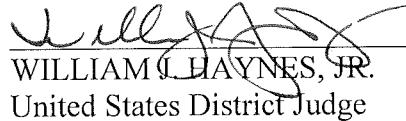
JUANA VILLEGAS,)
)
 Plaintiff,) NO. 3:09-00219
 v.) JUDGE HAYNES
)
 METROPOLITAN GOVERNMENT)
 OF DAVIDSON COUNTY/NASHVILLE)
 DAVIDSON COUNTY SHERIFF'S)
 OFFICE, et al.,)
)
 Defendants.)

O R D E R

In accordance with the Memorandum filed herewith, Plaintiff's motion for partial summary judgment (Docket Entry No. 84) is **GRANTED** on Plaintiff's Fourteenth Amendment claim for the Defendants' shackling of her during the final stages of her labor and subsequent post-partum recovery. Plaintiff's breach of contract claim is **DISMISSED** without prejudice for lack of subject matter jurisdiction and as a matter of comity, Plaintiff's state law claims are **DISMISSED** without prejudice. To this extent, the Defendants' motion for summary judgment (Docket Entry No. 77) is **GRANTED in part and DENIED in part**. Counsel for the parties have twenty (20) days from the date of entry of this Order to submit an Agreed Order for a hearing on damages.

It is so **ORDERED**.

ENTERED this the 27 th day of April, 2011.


WILLIAM C. HAYNES, JR.
United States District Judge